

- IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

7. Plaintiffs' claim is one seeking compensation for alleged property damage that resulted from an alleged roof leak on premises leased by Plaintiffs from Defendant Asteroid Properties, Inc. See Plaintiff's Complaint, Exhibit "B".

8. Plaintiffs' Complaint seeks compensation for property damages of \$160,000.00, plus additional compensatory and punitive damages in. See Plaintiff's Complaint, Exhibit "B."

9. Where there is complete diversity of citizenship between the parties and the amount in controversy is in excess of \$75,000.00 there is subject matter jurisdiction over this case pursuant to 28 U.S.C.A. §1332(a).

10. This matter is removable pursuant to 28 U.S.C.A. §1441(b) where there is complete diversity of citizenship between the parties and Defendants are not citizens of the Commonwealth of Pennsylvania.

11. The removal of this matter from state to federal court is proper under 28 U.S.C.A. §1446 where the initial pleading sets forth the claim for relief upon which the action is based and where the Complaint was filed and served upon Defendant less than thirty (30) days prior to the date this Notice of Removal was filed.

WHEREFORE, notice is hereby given of removal of the above matter from the Philadelphia County Court of Common Pleas to the United States District Court for the Eastern District of Pennsylvania.

KENNEDY, WALKER & LIPSKI

BROOKE KWATNY KRAVITZ, ESQ.
Attorney for Defendants
1818 Market Street, Suite 2510
Philadelphia, PA 19103
(215) 568-4120

Dated: November 25, 2002

VERIFICATION

BROOKE KWATNY KRAVITZ, hereby states that she is the attorney of record for Asteroid Properties, Inc. and Stanley Burakovsky in this action and verifies that statements made in the foregoing Notice of Removal are true and correct to the best of her knowledge, information and belief. The undersigned understands that the statements therein are made subject to the penalties of 18 Pa.C.S. Section 4904, relating to unsworn falsification to authorities.

KENNEDY, WALKER & LIPSKI

BROOKE KWATNY KRAVITZ, ESQ.
Attorney for Defendants
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